

**HOUSE . . . . . No. 01963**

---

The Commonwealth of Massachusetts

\_\_\_\_\_  
PRESENTED BY:

*Martha M. Walz*

\_\_\_\_\_

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to technical corrections of the achievement gap law.

\_\_\_\_\_  
PETITION OF:

NAME:

*Martha M. Walz*

DISTRICT/ADDRESS:

*8th Suffolk*

# HOUSE . . . . . No. 01963

By Ms. Walz of Boston, a petition (accompanied by bill, House, No. 1963) of Walz for legislation to make certain technical corrections to statutes relative to achievement gaps in the public schools Joint Committee on Education.

## The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to technical corrections of the achievement gap law.

*Whereas*, the deferred operation of this act would tend to defeat its purpose, which is forthwith to clarify the Achievement Gap law, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

□

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Section 4E of Chapter 40 of the general laws, as appearing in section 2 of chapter  
2 12 of the acts of 2010, is hereby amended by inserting, after the words “department of” in the  
3 fourth sentence of the second paragraph, the following:-

4 elementary and secondary

5 SECTION 2. Said section 4E, as so appearing, is hereby further amended by inserting, after the  
6 words “commissioner of” in the last sentence of the third paragraph, the following:-

7 elementary and secondary

8 SECTION 3. Said section 4E, as so appearing, is hereby further amended by striking the word  
9 “educational” in the first sentence of the seventh paragraph and inserting in place thereof the  
10 following:-

11 education

12 SECTION 4. Said section 4E, as so appearing, is hereby further amended by striking the word  
13 “educational” in the second sentence of the seventh paragraph and inserting in place thereof the  
14 following:-

15 education

16 SECTION 5. Said section 4E, as so appearing, is hereby further amended by striking the words  
17 “board of education” in the second sentence of the ninth paragraph and inserting in place thereof  
18 the following:-

19 board of elementary and secondary education

20 SECTION 6. Said section 4E, as so appearing, is hereby further amended by striking the words  
21 “board of education” in the third sentence of the ninth paragraph and inserting in place thereof  
22 the following:-

23 board of elementary and secondary education

24 SECTION 7. Subsection a of section 1J of chapter 69, as appearing in section 3 of chapter 12 of  
25 the acts of 2010, is hereby amended by inserting after the word “based” in the first sentence of  
26 the second paragraph the following:-

27 on

28 SECTION 8. Subsection c of said section 1J, as so appearing, is hereby further amended by  
29 striking the word “rates” the first time it appears in clause 6 of the first paragraph.

30 SECTION 9. Said subsection c, as so appearing, is hereby further amended by striking the word  
31 “and” at the end of clause 4 in the second paragraph.

32 SECTION 10. Said subsection c, as so appearing, is hereby further amended by striking the  
33 word “rates” the first time it appears in clause 1 of the fourth paragraph.

34 SECTION 11. Said subsection c, as so appearing, is hereby further amended by striking the  
35 words “promotion and graduation” in clause 3 of the fourth paragraph and inserting in place  
36 thereof the following:-

37 promotion, graduation

38 SECTION 12. Subsection d of said section 1J, as so appearing, is hereby amended by striking “,”  
39 in clause 4 the third, fifth, and sixth time it appears.

40 SECTION 13. Said subsection d, as so appearing, is hereby further amended by striking  
41 “reapplications.” in clause 7 and inserting in place thereof the following:-

42 reapplications;

43 SECTION 14. Said subsection d, as so appearing, is hereby further amended by inserting, after  
44 the word “superintendent” in clause 8 the following:-

45 or, if one has been appointed pursuant to subsection (h), the school’s receiver,

46 SECTION 15. Said subsection d, as so appearing, is hereby further amended by inserting, after  
47 the word “superintendent” in the first sentence of the second paragraph, the following:-

48 or receiver

49 SECTION 16. Said subsection d, as so appearing, is hereby further amended by inserting, after  
50 the word “superintendent” in the first sentence of the third paragraph, the following:-

51 or receiver

52 SECTION 17. Subsection g of said section 1J, as so appearing, is hereby amended by inserting  
53 after the word “issues” in the last sentence of the first paragraph the following:-

54 to

55 SECTION 18. Said subsection g, as so appearing, is hereby further amended by inserting after  
56 the word “for” in the last sentence of the first paragraph the following:-

57 a

58 SECTION 19. Said subsection g, as so appearing, is hereby further amended by striking the  
59 word “who” in the first sentence of the second paragraph and inserting in place thereof the  
60 following:-

61 of whom

62 SECTION 20. Said subsection g, as so appearing, is hereby further amended by striking  
63 “circumstance,” in the third sentence of the third paragraph and inserting in place thereof the  
64 following:-

65 circumstance

66 SECTION 21. Subsection k of said section 1J, as so appearing, is hereby amended by striking the  
67 words “(b) to (g) inclusive” in the second sentence of the second paragraph and inserting in place  
68 thereof the following:-

69 (b) to (g), inclusive

70 SECTION 22. Subsection l of said section 1J, as so appearing, is hereby amended by striking the  
71 words “(a),the” in the second sentence and inserting in place thereof the following:-

72 (a), the

73 SECTION 23. Subsection n of said section 1J, as so appearing, is hereby amended by striking the  
74 words “attendance ,dismissal rates” in clause 6 of the first paragraph and inserting in place  
75 thereof the following:-

76 attendance, dismissal

77 SECTION 24. Said subsection n, as so appearing, is hereby further amended by striking the  
78 words “attendance ,dismissal rates” in clause 1 of the fourth paragraph and inserting in place  
79 thereof the following:-

80 attendance, dismissal

81 SECTION 25. Said subsection n, as so appearing, is hereby further amended by striking the  
82 words “promotion and graduation” in clause 3 of the fourth paragraph and inserting in place  
83 thereof the following:-

84 promotion, graduation

85 SECTION 26. Subsection o of section 1J, as so appearing, is hereby amended by striking “an  
86 administrator ,or” in clause 4 of the first paragraph and inserting in place thereof the following:-

87 an administrator or

88 SECTION 27. Said subsection o, as so appearing, is hereby further amended by striking the  
89 words “administrators,. or” in clause 4 of the first paragraph and inserting in place thereof the  
90 following:-

91 administrators or

92 SECTION 28. Said subsection o, as so appearing, is hereby further amended by striking the word  
93 “superintendent” in clause 8 in the first paragraph and inserting in place thereof the following:-

94 commissioner or, if one has been appointed pursuant to subsection (r), the school’s receiver,

95 SECTION 29. Said subsection o, as so appearing, is hereby further amended by striking the  
96 words “the common core” in clause 13 and inserting in place thereof the following words:-

97 a common core

98 SECTION 30. Said subsection o, as so appearing, is hereby further amended by inserting, after  
99 the word “commissioner” in the first sentence of the second paragraph:-

100 or receiver

101 SECTION 31. Said subsection o, as so appearing, is hereby further amended by striking the  
102 figure “(7)” in the second paragraph and inserting in place thereof the following:-

103 (8)

104 SECTION 32. Said subsection o, as so appearing, is hereby further amended by striking the  
105 word “superintendent” in the first sentence of the third paragraph and inserting in place thereof  
106 the following word:-

107 receiver

108 SECTION 33. Subsection q of section 1J, as so appearing, is hereby amended by striking the  
109 words “majority of the board,” in the second sentence and inserting in place thereof the  
110 following:-

111 majority of the board

112 SECTION 34. Subsection v of section 1J, as so appearing, is hereby amended by striking “(1)if”  
113 in the first sentence of the third paragraph and inserting in place thereof the following:-

114 (1) if

115 SECTION 35. Subsection b of section 1K of chapter 69, as appearing in section 3 of chapter 12  
116 of the acts of 2010, is hereby amended by striking the word “an” in the first sentence and  
117 inserting in place thereof the following:-

118 a

119 SECTION 36. Said subsection b, as so appearing, is hereby further amended by striking the  
120 word “meetings.” in the fifth sentence of the second paragraph in inserting in place thereof the  
121 following:-

122 meeting.



123 SECTION 37. Subsection c of section 1K, as so appearing, is hereby amended by striking  
124 “commissioner,;” in clause 3 of the first sentence of the first paragraph and inserting in place  
125 thereof the following:-

126 commissioner;

127 SECTION 38. Said subsection c, as so appearing, is hereby further amended by striking the  
128 word “an” in the first sentence of the second paragraph and inserting in place thereof the  
129 following:-

130 a

131 SECTION 39. Said subsection c, as so appearing, is hereby further amended by striking the  
132 words “student attendance , dismissal rates” in clause 1 of the third paragraph and inserting in  
133 place thereof the following:-

134 student attendance, dismissal

135 SECTION 40. Said subsection c, as so appearing, is hereby further amended by striking the  
136 words “promotion and” in clause 3 of the third paragraph and inserting in place thereof the  
137 following:-

138 promotion,

139 SECTION 41. Subsection d of section 1K, as so appearing, is hereby amended by striking the “;”  
140 the third and fifth time it appears in clause 3 of the first paragraph.

141 SECTION 42. Said subsection d, as so appearing, is hereby further amended by striking the  
142 words “reapplications. turnaround plan;” in clause 7 and inserting in place thereof the following:-

143 reapplications;

144 SECTION 43. Said subsection d, as so appearing, is hereby further amended by striking the  
145 words “the common core” in clause 12 and inserting in place thereof the following words:-

146 a common core

147 SECTION 44. Said subsection d, as so appearing, is hereby further amended by striking the  
148 words “commissioner/superintendent” in the first sentence of the third paragraph and inserting in  
149 place thereof the following:-

150 commissioner

151 SECTION 45. Subsection e of said section 1K, as so appearing, is hereby amended by striking  
152 the word “if” in the first sentence of the first paragraph and inserting in place thereof the  
153 following:-

154 If

155 SECTION 46. Said subsection e, as so appearing, is hereby further amended by striking the  
156 words “for dispute resolution process” in the last sentence of the first paragraph and inserting in  
157 place thereof the following:-

158 for a dispute resolution process

159 SECTION 47. Said subsection e, as so appearing, is hereby further amended by striking the  
160 words “1 who” in the first sentence of the second paragraph and inserting in place thereof the  
161 following:-

162 1 of whom

163 SECTION 48. Said subsection e, as so appearing, is hereby further amended by striking  
164 “circumstance,” in the third sentence of the third paragraph and inserting in place thereof the  
165 following:-

166 circumstance

167 SECTION 49. Subsection f of said section 1K, as so appearing, is hereby amended by striking  
168 the words “subsection (g).” and inserting in place thereof the following:-

169 subsection (h).

170 SECTION 50. Subsection g of said section 1K, as so appearing, is hereby amended by striking  
171 the words “subsection (g).” in the second sentence and inserting in place thereof the following:-

172 subsection (h).

173 SECTION 51. Subsection h of said section 1K, as so appearing, is hereby amended by striking  
174 the words “in manner consistent” in the second sentence of the third paragraph and inserting in  
175 place thereof the following:-

176 in a manner consistent

177 SECTION 52. Subsection j of said section 1K, as so appearing, is hereby amended by striking  
178 the words “subsection (h)” and inserting in place thereof the following:-

179 subsection (i)

180 SECTION 53. Subsection c of section 89 of chapter 71, as appearing in section 7 of chapter 12  
181 of the acts of 2010, is hereby amended by striking the word “conversion” the second time it  
182 appears in the third sentence of the second paragraph, the following:-

183 conversions

184 SECTION 54. Subsection e of said section 89, as so appearing, is hereby further amended by  
185 striking the word “bylaws” in clause (viii) and inserting in place thereof the following:-

186 by-laws

187 SECTION 55. Subsection h of said section 89, as so appearing, is hereby further amended by  
188 striking the word “subdivisions,” in the last sentence of the first paragraph and inserting in place  
189 thereof the following:-

190 subdivisions

191 SECTION 56. Said subsection h, as so appearing, is hereby further amended by striking the  
192 words “, the applicant, in support of, or in opposition to, the school submitted” in the last  
193 sentence of the first paragraph, and inserting in place thereof the following:-

194 and the applicant

195 SECTION 57. Subsection i(3) of said section 89, as so appearing, is hereby further amended by  
196 inserting after the figure “1I” in the first sentence of the second paragraph, the following:-

197 of chapter 69

198 SECTION 58. Said subsection i(3), as so appearing, is hereby further amended by striking the  
199 words “but not limited to: (i)” in the first sentence and inserting in place thereof the following:-

200 but not be limited to:

201 SECTION 59. Said subsection i(3), as so appearing, is hereby further amended by striking the  
202 words “comparable or greater percentage of special education” in the first sentence of the second  
203 paragraph and inserting in place thereof the following:-

204 comparable or greater percentage of: (i) special education

205 SECTION 60. Said subsection i(3), as so appearing, is hereby further amended by striking the  
206 words “Assessment examination and 2 or more” in the first sentence of the second paragraph and  
207 inserting in place thereof the following:-

208 Assessment examination and (ii) 2 or more

209 SECTION 61. Said subsection i(3), as so appearing, is hereby further amended by striking the  
210 figure “(ii)” in the second paragraph.

211 SECTION 62. Said subsection i(3), as so appearing, is hereby further amended by striking the  
212 figure “(iii)” in the second paragraph.

213 SECTION 63. Said subsection i(3), as so appearing, is hereby further amended by striking the  
214 figure “(iv)” in the second paragraph.

215 SECTION 64. Said subsection i(3), as so appearing, is hereby further amended by striking the  
216 figure “(v)” in the second paragraph.

217 SECTION 65. Said subsection i(3), as so appearing, is hereby further amended by striking the  
218 word “previous” in the third paragraph, and inserting in place thereof the following:-

219 previously

220 SECTION 66. Subsection n of said section 89, as so appearing, is hereby further amended by  
221 striking the words “preference of” in the last sentence of the second paragraph, and inserting in  
222 place thereof the following:-

223 preference to

224 SECTION 67. Said subsection n, as so appearing, is hereby further amended by inserting after  
225 the word “vacant” the second time it appears in the third sentence of the fifth paragraph the  
226 following:-

227 seats

228 SECTION 68. Subsection s of said section 89, as so appearing, is hereby further amended by  
229 striking the word “the” in the second sentence, the first time it appears.

230 SECTION 69. Subsection jj of said section 89, as so appearing, is hereby amended by striking  
231 the word “on” in the last sentence of the second paragraph and inserting in place thereof the  
232 following:-

233 and

234 SECTION 70. Subsection kk of said section 89, as so appearing, is hereby further amended by  
235 striking the word “learners” in the second sentence and inserting in place thereof the following:-

236 learner

237 SECTION 71. Subsection f of section 92 of chapter 71, as appearing in section 8 of chapter 12 of  
238 the acts of 2010, is hereby amended by striking the figure “(xii)” the second time it appears and  
239 inserting in place thereof the following:-

240 (xiii)

241 SECTION 72. Subsection j of said section 92, as so appearing, is hereby amended by striking  
242 the word “and” after clause (v) in the fourth sentence of the first paragraph.

243 SECTION 73. Said subsection j, as so appearing, is hereby further amended by striking the  
244 figure “(7)” in the fourth sentence of the first paragraph and inserting in place thereof the  
245 following:-

246 and (vii)

247 SECTION 74. Subsection l of said section 92, as so appearing, is hereby further amended by  
248 striking the “,” in the first sentence, the third time it appears.

249 SECTION 75. Said subsection l, as so appearing, is hereby further amended by striking the word  
250 “schoolcommittee” in the third sentence and inserting in place thereof the following:-

251 school committee

252 SECTION 76. Said subsection l, as so appearing, is hereby further amended by striking the word  
253 “members” in the third sentence of the first paragraph and inserting in place thereof the  
254 following:-

255 members,

256 SECTION 77. Subsection m of said section 92, as so appearing, is hereby further amended by  
257 inserting, after the words “pursuant to subsection (l);” in the fourth sentence, the following:-

258 and